

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

TEXAS GUN RIGHTS, INC., *et al.*,

Plaintiffs,

v.

BUREAU OF ALCOHOL, TOBACCO,
FIREARMS AND EXPLOSIVES,

Defendant.

Civil Action No. 4:23-cv-578-O

DEFENDANT’S NOTICE OF SUPPLEMENTAL AUTHORITY

Defendant respectfully notifies the Court of an opinion that the U.S. District Court for the District of North Dakota issued today in *Firearms Regulatory Accountability Coalition, Inc. v. Garland*, No. 1:23-cv-24 (D.N.D.) (attached as Ex. 1). In that case, the court denied the plaintiffs’ motion to preliminarily enjoin the Bureau of Alcohol, Tobacco, Firearms, and Explosives’ enforcement of the same rule challenged in this litigation, *Factoring Criteria for Firearms With Attached “Stabilizing Braces,”* 88 Fed. Reg. 6,478 (Jan. 31, 2023) (“Rule”). The court held that the plaintiffs had not shown a substantial likelihood of success on the merits of any of their claims. *See* Ex. 1 at 22.

Dated: September 12, 2023

Respectfully submitted,

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/s/ Jody D. Lowenstein
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CERTIFICATE OF SERVICE

On September 12, 2023, I electronically submitted the foregoing document with the Clerk of Court for the U.S. District Court, Northern District of Texas, using the Court's electronic case filing system. I hereby certify that I have served all parties electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Jody D. Lowenstein
JODY D. LOWENSTEIN
Trial Attorney
U.S. Department of Justice